

06/20/01

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW

8110 GATEHOUSE ROAD

SUITE 500 EAST

FALLS CHURCH, VA 22042-1210

USA

(703) 205-8000

FAX: (703) 205-8050

(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.comCALIFORNIA OFFICE
COSTA MESA, CALIFORNIA

TERRELL C. BIRCH
 RAYMOND C. STEWART
 JOSEPH A. KOLASCH
 JAMES M. SLATTERY
 BERNARD L. SWEENEY*
 MICHAEL K. MUTTER
 CHARLES GORENSTEIN
 GERALD M. MURPHY, JR.
 LEONARD R. SVENSSON
 TERRY L. CLARK
 ANDREW D. MEIKLE
 MARC S. WEINER
 JOE MCKINNEY MUNCY
 ROBERT J. KENNEY
 DONALD J. DALEY
 JOHN W. BAILEY
 JOHN A. CASTELLANO
 GARY D. YACURA

OF COUNSEL:
 HERBERT M. BIRCH (1905-1996)
 ELLIOT A. GOLDBERG*
 WILLIAM L. GATES*
 EDWARD H. VALANCE
 RUPERT J. BRADY (RET.)*
 F. PRINCE BUTLER
 FRED S. WHISENHUNT

*ADMITTED TO A BAR OTHER THAN VA.

THOMAS S. AUCHTERLONIE
 JAMES T. ELLER, JR.
 SCOTT L. LOWE
 MARK J. NUELL, PH.D.
 D. RICHARD ANDERSON
 PAUL C. LEWIS
 MARK W. MILSTEAD*
 RICHARD J. GALLAGHER
 JAYNE M. SAYDAH*
 MARYANNE ARMSTRONG, PH.D.
 HYUNG N. SOHN
 ALAN PEDERSEN-GILES
 KECIA J. REYNOLDS

REG. PATENT AGENTS:
 FREDERICK R. HANDREN
 MAKI HATSUMI
 MIKE S. RYU
 CRAIG A. McROBBIE
 GARTH M. DAHLEN, PH.D.
 ROBERT E. GOOZNER, PH.D.
 MATTHEW J. LATTIG
 TIMOTHY R. WYCKOFF
 KRISTI L. RUPERT, PH.D.
 LARRY J. HUME
 ALBERT K. LEE
 HRAYR A. SAYADIAN, PH.D.
 EVE L. FRANK, PH.D.
 MATTHEW T. SHANLEY

Date: June 20, 2001

Docket No.: 0905-0262P

Assistant Commissioner for Patents
 Washington, DC 20231

J1040 U.S. PTO
 09/883938
 06/20/01



Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
 pending prior Application No. 09/589,278 filed on June 8, 2000,
 which is a divisional of Application No. 09/014,383, filed on
 January 27, 1998 the entire contents of which are hereby
 incorporated by reference,
 by

Hiroyuki KURASE

for

DATA COMMUNICATION METHOD AND DATA COMMUNICATION SYSTEM, AND
 BATTERY CHARGING APPARATUS AND METHOD

1. Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2. The filing fee has been calculated as follows:

	BASIC FEE		LARGE ENTITY	SMALL ENTITY
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	2-20 =	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3 =	0	x 80 = \$0.00	x 40 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$135.00
		TOTAL	\$710.00	\$0.00

3. A check in the amount of \$710.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. --This application is a continuation divisional continuation-in-part of co-pending Application No. 09/589,278, filed on June 8, 2000, which is a divisional of Application No. 09/014,383, filed on January 27, 1998, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. 9-28290 and 9-82421 filed in JAPAN on January 27, 1997 and March 17, 1997 under 35 U.S.C. § 119.--
- b. --This application is a continuation divisional continuation-in-part of co-pending Application No. 09/589,278, filed on June 8, 2000 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/589,278 is the national phase of PCT International Application No. PCT/____/ filed on _____ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. filed in _____ on _____ under 35 U.S.C. § 119.--

6. Enclosed is/are nine (9) sheet(s) of formal drawings and/or photographs.
- 7a. A statement claiming small entity status was filed in prior Application No. 09/589,278 on _____. See the attached copy of the statement claiming small entity status.
- 7b. The current application qualifies for small entity status.
8. The prior application is assigned to Fuji Photo Film Co., Ltd.
9. A Preliminary Amendment is enclosed.
- 10a. Priority of Application No(s). 9-28290 and 9-82421 filed in JAPAN on January 29, 1997 and March 17, 1997 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on January 27, 1998.
- 10b. Priority of International Appln. _____ filed on under the Patent Cooperation Treaty and Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119 are hereby reclaimed.
11. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. Address all future communications to:

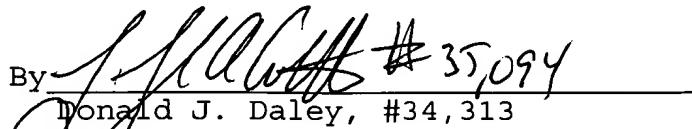
BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000
or
Customer No. 2292
13. An extension of time for _____ () month(s) until has been submitted in parent Application No. 09/589,278 in order to establish co-pendency with the present application.
14. Also enclosed herewith is the following:
-
-
-

Docket No. 0905-0262P

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Donald J. Daley, #34,313

P.O. Box 747
Fairfax Church, VA 22040-0747
(703) 205-8000

DJD/JWR/abs
0905-0262P

Attachments

(Rev. 01/23/01)

DEPARTMENT OF COMMERCE